HONOURABLE SRI JUSTICE ELIPE DHARMA RAO

W.P.No.16265 of 2005

Dated:01st August, 2005

Between:

1. Patan Masthan and another

…PETITIONERS

and

1. The Mandal Revenue Officer, Nellore,

Nellore District, and another.

…RESPONDENTS

HONOURABLE SRI JUSTICE ELIPE DHARMA RAO

WRIT PETITION No.16265 of 2005

ORDER:

This writ petition is filed by the petitioners against the show cause notice issued by the respondents in exercising the powers under the Andhra Inams (Abolition and Conversion into Ryotwari) Act, 1956 (Andhra Act XXXVII of

1956) and to direct the respondents not to interfere with the peaceful possession and enjoyment of their land.

2. According to the petitioners, they are the owners and possessors of the property in Sy.No.3 of an extent of Ac.9-00 situated at Mattempadu village, Nellore District and they are regular in paying the land revenue. While so, the first respondent sent a notice to the petitioners proposing to conduct *suo motu* enquiry and for appearance of the petitioners. In response to the show cause notice, the petitioners submitted their written explanation. But the respondents did not pass any orders so far. Further, the respondents are threatening to dispossess the petitioners from the schedule property. Hence, the present writ petition.

3. Heard both the learned counsel and considered the material on record.

4. Considering the facts and circumstances of the case, the writ petition is disposed of at the stage of admission directing the respondents 1 and 2 to consider the explanation submitted by the petitioners in response to the show cause notice and pass appropriate orders on merits, in accordance with law, within a period of twelve weeks from the date of receipt of a copy of this order after giving reasonable opportunity to the petitioners. Till such time, the respondents are directed not to dispossess the petitioners from the suit schedule land.

5. Accordingly, the writ petition is disposed of. No order as to costs.

_____

E.DHARMA RAO, J

01st August, 2005

ISL/SKM